

Date: September 2, 1993

To: R. H. Birk, DOE/RFO

From: C. H. Hayes, EG&G, RPM, Bldg. 080, x8559

Subject: Meeting minutes - Meeting on Proposed Plan (PP) for Operable Unit 16 at the Rocky Flats Plant, September 1, 1993.

A meeting was held on September 1, 1993 at the Environmental Protection Agency, Region VIII, Denver office to discuss comments and the schedule for the public information process for the Proposed Plan and Record of Decision (ROD) for Operable Unit 16.

Organizations represented at the meeting included the Department of Energy-Rocky Flats Office, EG&G Remediation Projects Management, the Environmental Protection Agency (EPA) and the Colorado Department of Health (CDH). The meeting agenda is attached.

General topics of Discussion:

Comments from the DOE/RFO legal department on the July draft of the Proposed Plan/RCRA Permit Modification. The permit modification is categorized as a CDH director initiated modification for the Part B permit and is neither a Class 1 or Class 3 permit modification according to the CDH representative.

The Public Comment period will have a 60 day duration to satisfy the Interagency Agreement and RCRA requirements although a 45 day public comment period is the duration regulated for permit modifications.

Language will be added to the first paragraph on page 2 clarifying that DOE has the lead authority among the regulatory agencies involved in this process.

Specific Comments:

Page 1, paragraph 3. CDH will provide clarification on whether the last sentence : "The public is also encouraged to provide any new information for consideration", is necessary or can be eliminated to reduce redundancy with a the first sentence of the same paragraph.

Page 3, paragraph 5. Change the wording in the last sentence from 'was paved' to 'was a paved area' to clarify that the area was a paved area at the time of the spill and not paved over subsequent to the spill.

Page 5, Glossary. Include the acronym, "R.O.D.", in the definition of 'Record of Decision'.

Discussion on the Final Review

CDH will receive the draft final of the Proposed Plan on September 3, 1993 from EPA.

DOE will receive the revised (per CDH comments) draft final on September 10, 1993.

EPA will pursue concurrence from their upper management on the PP during the DOE review cycle.

EPA requested three (3) days to finalize and DOE is to receive the finalized version of the PP on October 6, 1993.

Discussion on the Community Relations process

The document will be distributed in electronic format (computer disk) to the various public reading repositories. The proposed date for this mailing is October 12, 1993.

The proposed start of the public comment period is October 19, 1993. The comment period will have a 60 day duration and end on December 17, 1993.

The proposed date for the public meeting is November 16, 1993 from 7 p.m. until 9 p.m.

A court recorder is needed for the public meeting.

Discussion on the Responsiveness Summary and ROD preparation

DOE has 30 days from the end of the public comment period to prepare the draft responsiveness summary and ROD. The responsiveness summary and ROD is due to EPA on January 18, 1993.

A working group meeting will be held during the first week after the close of the public comment period to discuss the comments and receive direction from EPA/CDH on developing the ROD.

Development of the ROD can begin once the PP has been finalized.

The EPA requested a two week review period, following the Jan. 18, 1993 date, to prepare comments on the draft responsiveness summary and draft ROD.

Some discussion focused on the difference between a 'No Action' ROD vs. a 'No Further Action' ROD. DOE intends to pursue a No Action ROD.

cc: W.S. Busby, EG&G RPM
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